IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

OP.No. 10628 of 2002(M)

PETITIONER:

ANANDAN, VILAYIL PARAMBIL HOUSE,
EERIKKAVU P.O., VIA.KUMARAPURAM,ALAPPUZHA DIST.

BY ADV. SRI.ARIKKAT VIJAYAN MENON

RESPONDENTS:
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1. **THE SUB REGISTRAR,**
   OFFICE OF THE SUB REGISTRAR, HARIPAD.

2. **THE DISTRICT REGISTRAR (GENERAL),**
   ALAPPUZHA.

BY GOVERNMENT PLEADER SMT.SMITHA BABU

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 21/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.18735/2002 IN OP. NO.10628/2002

DISMISSED

20.12.2006 **SD/- KURIAN JOSEPH, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE DOCUMENT NO.398/1/01.

EXT.P2:- COPY OF THE ORDER OF THE DISTRICT REGISTRAR, ALAPPUZHA.

/TRUE COPY/

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KURIAN JOSEPH, J.

O.P.No.10628 of 2002

Dated 21st December, 2006.

J U D G M E N T

Petitioner approached this Court with certain grievances regarding steps taken for recovery of stamp duty. Learned Government Pleader submits that the petitioner could not be heard in the matter because he did not appear pursuant to the notice. However there is no evidence regarding service of notice. After having heard the learned counsel appearing for the petitioner, I am of the view that it is only in the interests of justice that the second respondent considers the issue after hearing the petitioner also. Accordingly, the impugned final orders are set aside without prejudice to the liberty to the second respondent to pass fresh orders in accordance with law after affording a fresh opportunity for hearing to the petitioner.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No.10628 of 2002 (M)

J U D G M E N T

Dated 21st December, 2006.